

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 MARIA MORALES,

10 Plaintiff,

11 v.

12 OFFICER SONYA FRY,

13 Defendant.
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CASE NO. C12-2235-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court *sua sponte*. The Court previously issued an order
18 seeking supplemental briefing regarding (1) whether Plaintiff's rights were "clearly established"
19 for purposes of determining if Defendant is entitled to a qualified immunity defense and (2)
20 whether special interrogatories should be posed to a jury on the factual issues associated with
21 this question. (Dkt. Nos. 161.) At the time, the Court noted that "[n]o further dispositive motions
22 will be entertained in this matter." (Dkt. No. 161 at 2.) In response, the parties proposed that
23 Defendant would submit initial briefing on the issue, subject to the third-Friday briefing schedule
24 of Local Rule 7(d)(3). (Dkt. No. 165 at 2.) The Court agreed, and set May 17, 2018 as the
25 deadline for Defendant's supplemental brief. (Dkt. No. 167.) On May 17, 2018, Plaintiff
26 submitted supplemental briefing (Dkt. No. 173) and Defendant's submitted what it described as a

1 motion for partial summary judgment and brief (Dkt. No. 174). These submissions do not
2 comport with the parties' proposal, which the Court approved. (*See* Dkt. Nos. 165 at 2, 167 at 1.)
3 Accordingly, the Court STRIKES both submissions, including declarations (Dkt. Nos. 173, 174,
4 175) and DIRECTS the parties to submit the briefing as proposed in the parties' joint status
5 report (*See* Dkt. No. 165 at 2) (proposing that "Detective Fry will file an initial brief addressing
6 both issues, subject to the 24-page limit of LCR 7(e)(3), but subject to the third-Friday briefing
7 schedule of LCR 7(d)(3)."). Defendant's supplemental brief shall be filed no later than May 24,
8 2018. Plaintiff may respond in accordance with Local Rule 7(d)(3). Defendant may reply to that
9 response in accordance with Local Rule 7(d)(3). No dispositive motions will be entertained by
10 this Court.

11 DATED this 18th day of May 2018.

12 William M. McCool
13 Clerk of Court

14 s/Tomas Hernandez
15 Deputy Clerk
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